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Docket No. AB 131U  
**JUL 02 2004**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Faltys, et al.	<b>Certificate of Mailing for Transmission</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450, or being facsimile transmitted to the U.S. Patent and Trademark Office, Fax. No. (703) 305-3590, on the date indicated below.  Date: <u>July 2, 2004</u> Typed Name: <u>Bryant R. Gold</u> Signature: <u>[Signature]</u>
Appl. No.:	09/823,271	
Filed:	March 30, 2001	
Title:	High Contact Count, Sub-Miniature, Fully Implantable Cochlear Prosthesis	
Art Unit:	3762	
Examiner:	Droesch, Kristen L.	

Commissioner of Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**Amendment After Final  
under  
37 CFR §1.116.**

**AMENDMENT C**

Dear Examiner:

This amendment responds to the Final Office action mailed April 07 2004 for the subject application, in which Claims 35 and 36 were rejected; Claims 1, 6-16 and 20-34 were allowed, and Claim 37 was objected to.

By way of the present amendment, Claims 23-26, 35 and 36 have been canceled, and Claim 37 was been amended to rewrite it in independent form to include all of the limitations of the base claim (Claim 35) and any intervening claims (Claim 36). Twenty-four claims remain pending in the application, Claims 1, 6-16, 20-22, 27-34, and 37.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

Reconsideration of the above-identified application, in view of the amendments and remarks below is respectfully requested.

Application No. 09/823,271  
Amendment C dated July 2, 2004  
Reply to Final Office Action of April 07, 2004

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